

Message Text

UNCLASSIFIED

PAGE 01 STATE 156169
ORIGIN EB-07

INFO OCT-01 EUR-12 IO-14 ISO-00 AGRE-00 CEA-01 CIAE-00
COME-00 DODE-00 FRB-01 H-02 INR-07 INT-05 L-03
LAB-04 NSAE-00 NSC-05 PA-02 EPG-02 AID-05 SS-15
STR-04 ITC-01 TRSE-00 USIA-15 PRS-01 SP-02
FEAE-00 OMB-01 AF-10 ARA-14 EA-09 NEA-10 OIC-02
/155 R

DRAFTED BY EB/OT/STA:MCJONES:MH
APPROVED BY EB/OT/STA:TO'HERRON
TREAS:DEISS/LPOTTS (SUBS)
EUR/CE:JHURLEY
STR:HLAWRENCE (INFO)
-----070912 061625Z /45

R 061440Z JUL 77
FM SECSTATE WASHDC
TO AMEMBASSY VIENNA
INFO AMCONSUL FRANKFURT
AMEMBASSY BONN
USMISSION GENEVA

UNCLAS STATE 156169

BONN AND FRANKFURT FOR U.S. CUSTOMS

E.O. 11652: N/A

TAGS: ETRD, AU, GATT

SUBJECT: ANTIDUMPING INVESTIGATIONS IN AUSTRIA BY U.S.
CUSTOMS

REF: VIENNA A-239

1. WE APPRECIATE EMBASSY'SREPORT (REFAIR) ON CONVERSA-
TION WITH MR. HILLEBRANDT. WITH RESPECT TO HIS REQUEST
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THAT DOCUMENTATION IN ANTIDUMPING CASES BE FURNISHED TO
AUSTRIAN EMBASSY IN WASHINGTON "CONSIDERABLY" BEFORE
PUBLIC ANNOUNCEMENT OF ANTIDUMPING PROCEEDINGS IN THE
FEDERAL REGISTER, WE MUST ADVISE THAT THIS IS NOT RPT NOT
POSSIBLE UNDER U.S. ANTIDUMPING PROCEDURES. AFTER RECEIPT
OF AN ANTIDUMPING PETITION, THE TREASURY HAS THIRTY DAYS
IN WHICH TO DETERMINE: (1) IF THE PETITION IS IN PROPER

FORM, AND (2) IF THE INFORMATION IN THE PETITION FOUND TO BE IN PROPER FORM WARRANTS THE INITIATION OF AN INVESTIGATION. A NUMBER OF ANTIDUMPING PETITIONS ARE REJECTED AT ONE OF THESE STAGES. FURTHERMORE, UNTIL A PETITION HAS BEEN FOUND TO BE IN PROPER FORM IT IS CONSIDERED CONFIDENTIAL AND CANNOT BE RELEASED. THIS LIMITED TIME PERIOD DOES NOT PERMIT TREASURY TO FURNISH EMBASSIES WITH DOCUMENTATION A "CONSIDERABLE" PERIOD IN ADVANCE OF PUBLICATION, ALTHOUGH, TO THE EXTENT POSSIBLE,

TREASURY WILL PROVIDE A COPY OF THE NONCONFIDENTIAL PORTIONS OF VALID PETITIONS PRIOR TO PUBLICATION. THIS WAS DONE IN THE VISCOSE RAYON STAPLE FIBER CASE.

2. WITH REGARD TO MR. HILLEBRANDT'S PERSONAL OPINION THAT FOREIGN CUSTOMS OFFICIALS SOMETIMES REQUEST INVESTIGATIONS IN AN EFFORT TO GATHER RATHER THAN TO VERIFY INFORMATION TO SUPPORT CHARGES OF DUMPING, EMBASSY MAY WISH TO ADVISE HIM THAT U.S. ANTIDUMPING INVESTIGATIONS ARE UNDERTAKEN AFTER RECEIPT OF VALID PETITIONS FROM THE U.S. INDUSTRY AND ARE NOT INITIATED BY U.S. OFFICIALS. U.S. CUSTOMS ANTIDUMPING INVESTIGATIONS ARE MADE IN ACCORDANCE WITH PROVISIONS OF THE GATT ANTIDUMPING CODE FOLLOWING THE FORMAL INITIATION OF PROCEEDINGS. ONCE AN INVESTIGATION HAS BEEN INITIATED, OUR ANTIDUMPING PROCEDURES REQUIRE THAT DATA USED AS THE BASIS FOR AN UNCLASSIFIED

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ANTIDUMPING DETERMINATION BE VERIFIED BEFOREHAND. VANCE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ANTIDUMPING LAW (TRADE), INVESTIGATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 06-Jul-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE156169
Document Source: CORE
Document Unique ID: 00
Drafter: MCJONES:MH
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770239-1018
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770787/aaaacxmi.tel
Line Count: 95
Litigation Code IDs:
Litigation Codes:
Litigation History:
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Original Classification: UNCLASSIFIED
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Original Previous Classification: n/a
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Retention: 0
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Review Content Flags:
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Status: NATIVE
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TAGS: ETRD, AU, US, GATT
To: VIENNA
Type: TE
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Review Markings:
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